

By Senator Evers

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1 A bill to be entitled
2 An act relating to corrections; providing short
3 titles; providing for an alternative to adjudication
4 for alleged adult nonviolent offenders meeting
5 specified requirements; providing requirements for
6 alternative adjudication programs; providing
7 requirements for phase one of the program; providing
8 for an offender receiving a high school diploma or the
9 equivalent; requiring successful completion of a basic
10 training course; providing for phase two of the
11 program; providing for job skills training; providing
12 for phase three of the program; providing for earning
13 money for victim restitution; providing requirements
14 for restitution payments; providing for employment
15 placement; providing for release and withholding of
16 adjudication; providing an effective date.

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18 Be It Enacted by the Legislature of the State of Florida:

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20 Section 1. This act may be cited as the "Prison Reform and
21 Recidivism Reduction Act" or as the "Don't Come Back Act."

22 Section 2. Adult nonviolent alternative adjudication.-

23 (1) (a) REQUIREMENTS.-An alleged adult offender charged with
24 a felony, other than a felony offense listed in s.
25 775.084(1) (b), (c), or (d), Florida Statutes, may request an
26 alternative to adjudication under this section if the offender
27 has not made a plea bargain in the case and has never received
28 an alternative adjudication under this section.

29 (b) An alternative adjudication program under this section

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30 must be completed prior to the offender's release. All phases of
31 the program must be conducted in single-sex facilities.

32 (2) PHASE 1-BASIC TRAINING SCHOOL.—This phase of the
33 program must occur in a correctional facility that is configured
34 as a dedicated school for education and basic training with
35 dormitory facilities.

36 (a) If the offender has not received a high school diploma
37 or an equivalent, he or she must receive a high school diploma
38 or the equivalent.

39 (b) The offender must successfully complete a basic
40 training course for behavioral self-discipline, development of
41 faith, personal hygiene, dress, and other basic life-training
42 skills.

43 (c) Upon completion, the graduate shall receive a high
44 school diploma or an equivalent and may apply to enter phase 2.

45 (3) PHASE 2-ADVANCED TRAINING CURRICULUM.—This phase of the
46 program must occur in a correctional facility that is configured
47 as an advanced training campus for specifically needed job
48 skills, so that each separate advanced training campus is
49 developed around a specific category of job skills, which may
50 include, but are not limited to, technical training, science and
51 industry, medical and health care, aircraft and yacht
52 construction and maintenance, railroading, and agriculture. Each
53 advanced training campus shall be limited to a few specific
54 groups of related training disciplines. Upon completion of this
55 phase, each graduate shall receive job skill certification and
56 may apply to enter phase 3.

57 (4) PHASE 3-ECONOMIC INCUBATION; ANTI-RECIDIVISM AND
58 RELEASE.—

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59 (a) During this phase, those who have completed the first
60 two phases shall begin to earn money for restitution to victims.
61 Completed work shall be marketed and value assigned and
62 disbursed to victims who have suffered monetary loss due to the
63 offender.

64 (b) The offender shall be required to accurately account
65 for money disbursed, which may include computer spreadsheet
66 preparation, check disbursement, and account balancing.

67 (c) A offender may not use his or her own money or that of
68 others to pay restitution.

69 (d) In order to complete this phase and initiate release,
70 the offender must pay full restitution pursuant to s. 775.089,
71 Florida Statutes.

72 (e) During this phase, the program shall initiate
73 employment placement efforts on behalf of the offender in
74 anticipation of his or her upcoming release.

75 (f) Upon completion of this phase, the offender shall be
76 released with adjudication withheld.

77 Section 3. This act shall take effect July 1, 2011.